

Department of Planning and Budget 2011 Fiscal Impact Statement

1. Bill Number: SB 1195

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. Patron: Obenshain

3. Committee: Passed both houses

4. Title: Illegal gambling

5. Summary:

The proposed legislation would amend the definition of illegal gambling to include the purchase of a product or Internet access when that purchase credits the purchaser with free points that (i) may be risked for an opportunity to win additional points that are redeemable for money or (ii) may be redeemed for money. Under current law, only situation (i) in the previous sentence is included in the definition of illegal gambling.

The proposed legislation clarifies that these acts would constitute illegal gambling only if (i) except for the free points, the purchase of the product would be of insufficient value in and of itself to justify the purchase or (ii) the purchase of the product is incidental to the chance to win money.

The penalties for conviction of illegal gambling range from Class 3 misdemeanor, which is a fine only, to one to ten years in prison.

6. Budget Amendment Necessary: No.

7. No Fiscal Impact: Final. See Item 8.

8. Fiscal Implications:

Under the provisions of § 30-19.1:4, the Virginia Criminal Sentencing Commission has concluded that the proposed legislation is not expected to increase the future state responsible inmate or juvenile bed needs of the state. Therefore, there is no fiscal impact projected.

9. Specific Agency or Political Subdivisions Affected:

Compensation Board
Local and regional jails

10. Technical Amendment Necessary: None.

11. Other Comments: This bill is identical to HB 1584, which also has been enrolled.

Date: 3/3/2011

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